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U.S. Pat. App. Ser. No. 10/581,989

Attorney Docket No. 1717552

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:

Examiner: Willie Wendell BERRY Jr.

Thomas GROSS

Group Art Unit: 3652

International Appln. No. PCT/AT2004/000419

Confirmation No.: 1863

Serial No.: 10/581,989

Filing Date: February 26, 2007

For: METHOD FOR REMOVAL OF  
MATERIAL MINED UNDERGROUND  
AND DEVICE FOR CARRYING OUT  
SAID METHOD**FILED VIA FACSIMILE TO 571-273-8300**

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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**RESPONSE TO FINAL OFFICE ACTION**

With an extension of time under 37 CFR §1.136(a) hereby requested, the following is filed in timely response to the final Office Action mailed on March 8, 2011, wherein the Examiner:

1. Rejected Claims 1-3, 5-10, 12, 14, 16, 17, 19, and 20 under Section 103(a) as being unpatentable over Lee, U.S. Patent No. 2,507,341.

2. Determined that Claims 4, 11, 13, 15, and 18 would be allowable if rewritten in independent form including all limitations of the base claim and any intervening claims.

The following amendments and remarks are submitted in response.

**Amendments to the Claims** begin on page 2 of this paper.

**Remarks** begin on page 7 of this paper.

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